

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : CIZDZIEL et al

Serial No. : Art Unit:

Filed : May 9, 2001 Examiner:

For : OPTICAL COMPONENT BASED TEMPERATURE MEASUREMENT IN  
ANALYTE DETECTION DEVICESCommissioner for Patents  
Washington, D.C. 20231

1000 U.S. PTO  
09/851753  
05/09/01

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this

information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under §1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

In accordance with §1.129(a), this Information Disclosure Statement is being filed in connection with  the first or  second After Final Submission, therefore:

Statement in Accordance with §1.97(e) (attached);  
or  
 Please charge Deposit Account No. 10-0750/ /  
the fee of \$180.00 as set forth in §1.17(p).

In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, or an action that otherwise closes prosecution and that it is accompanied by one of:

- Statement in Accordance with §1.97(e) (attached);  
or
- Please charge Deposit Account No. 10-0750/ /  
the fee of \$180.00 as set forth in §1.17(p).

In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with §1.97(e) as set forth below and the fee of \$180.00 as set forth in §1.17(p).

Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.

Copies of references listed on the attached Form PTO-1449 are enclosed herewith EXCEPT THAT:

- In view of the voluminous nature of references [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.
- If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.

There are no listed references which are not in the English language.

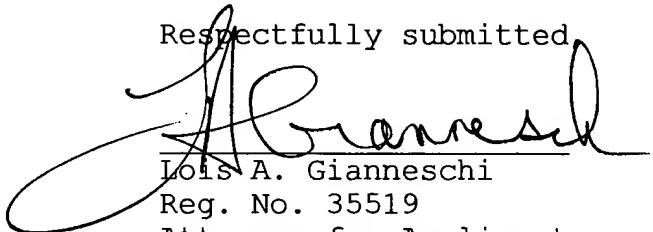
The relevance of those listed references which are not in the English language is as follows:

Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.

Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.

Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/LFS-107/LG. This form is submitted in triplicate.

Respectfully submitted



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DATED: May 9, 2001

**INFORMATION DISCLOSURE CITATION**  
 Form PTO-1449 (Modified)  
*(Use several sheets if necessary)*

ATTY. DOCKET NO.  
LFS-107SERIAL NO.  
UNASSIGNED

APPLICANT

Cizdziel

FILING DATE

FILED HEREWITH

GROUP

UNASSIGNED

S.1  
1000  
09/851758  
05/09/01**U.S. PATENT DOCUMENTS**

*Examiner Initial		Document Number	Date	Name	Class	Subclass	Filing Date If Appropriate
	AA	3,686,517	8/22/72	Sexton, Jr.	307	310	9/2/71
	AB	4,529,949	7/16/85	de Wit et al.	330	289	2/8/83
	AC	4,552,458	11/12/85	Lowne	356	446	10/11/83
	AD	4,632,559	12/30/86	Brunsting	356	416	2/21/85
	AE	4,787,398	11/29/88	Garcia et al.	128	770	7/25/86
	AF	4,985,205	1/15/91	Fritsche et al.	422	56	12/27/89
	AG	5,039,225	8/13/91	Uekusa	356	448	3/31/89
	AH	5,049,487	9/17/91	Phillips et al.	435	4	2/11/88
	AI	5,059,394	10/22/91	Phillips et al.	422	68.1	2/11/88
	AJ	5,477,853	12/26/95	Farkas et al.	128	633	12/1/92
	AK	5,843,692	12/1/98	Phillips et al.	435	14	9/30/97
	AL	5,995,236	11/30/99	Roth et al.	356	445	4/13/98
	AM	5,968,760	10/19/99	Phillips et al.	435	14	11/7/97

**FOREIGN PATENT DOCUMENTS**

		Document Number	Date	Country	Class	Subclass	Translation
	AN	WO 99/23479	05/14/99	PCT			Yes No

**OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)**

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EXAMINER	DATE CONSIDERED
<b>EXAMINER:</b> Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.	